

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
DE NISE ET AL.)	
)	Attorney Docket No. MMI0102
Application No. 10/750,622)	(14972.105004)
)	
Filed: December 31, 2003)	Examiner: David C. Thomas
)	
For: COMPOSITIONS, METHODS AND SYSTEMS)	Art Unit: 1637
FOR INFERRING BOVINE BREED)	

**SUBMISSION OF DUPLICATE
PETITION UNDER 37 CFR 1.313(c)(2) TO WITHDRAW
APPLICATION FROM ISSUE VIA EFS**

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

On June 24, 2008, Applicants filed a Petition under 37 C.F.R. 1.313(c)(2), a Request for Continued Examination (RCE), and an Information Disclosure Statement (IDS) to have the above-identified patent application withdrawn from issuance. Applicants filed the Petition to Withdraw from Issue, along with the RCE and IDS using Express Mail (EM 154184469 US).

On June 26, 2008, Applicants contacted the United States Patent and Trademark Office - Office of Petitions to ensure receipt of the Petition, RCE and IDS. Applicants spoke with Ms. Donnell, an attorney with the Office of Petitions. Ms. Donnell could not verify receipt and requested Applicants to submit a duplicate of the Petition to Withdraw, the Request for Continued Examination and the IDS using the Electronic Filing System, EFS-Web. Accordingly, Applicants enclose the following documents for consideration:

- 1) Petition to Withdraw from Issue under 37 CFR 1.313(c)(2) with certificate of mailing dated June 24, 2008;
 - 2) Request for Continued Examination with certificate of mailing dated June 24, 2008;
- and

3) Information Disclosure Statement and PTO/SB/08A along with copies of cited articles in .pdf format with a certificate of mailing dated June 24, 2008.

Applicants mailed the required Petition fee authorization under 37 C.F.R. § 17(h) with the above itemized documents using Express Mail. To ensure registry of the Petition and RCE filed herewith, Applicants are also authorizing the required fees through EFS-Web. Applicants respectfully request that any duplicate fee received by the United States Patent and Trademark Office be credited to our Deposit Account 11-0980. In the event a fee should be considered insufficient, the United States Patent and Trademark Office is authorized to charge the requisite fee to Deposit Account 11-0980.

Applicants respectfully request consideration of 1) a Request for Continued Examination filed herewith and 2) an Information Disclosure Statement (IDS) citing references that have come to the attention of Applicants, assignees and/or their agents. Grant of this Petition is respectfully requested.

Respectfully submitted,

/STEPHEN C. MACDONALD/

Stephen C. MacDonald, Ph.D.
Reg. No. 60,401

King & Spalding LLP
1180 Peachtree Street
Atlanta, GA 30309-3521
Telephone: 404-572-4600